

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

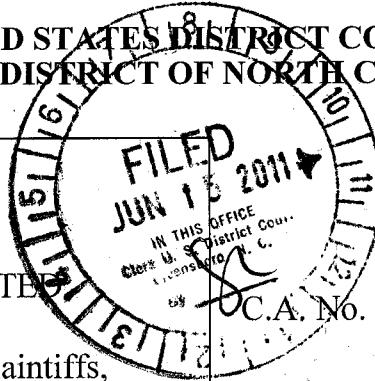
BASF AGRO B.V., ARNHEM
(NL), WÄDENSWIL BRANCH,
BAYER S.A.S., and MERIAL LIMITED

Plaintiffs,

v.

CHEMINOVA, INC.,

Defendant.



C.A. No. 1:10-cv-274-WO-WWD

AMENDED SCHEDULING ORDER

Pursuant to the Court's instructions at the June 3, 2011 Status Conference, the below case schedule is hereby Ordered:

EVENT	DEADLINE
Parties may file supplemental <i>Markman</i> briefs (up to 10 pages) limited to issues to be argued on 6/20/11 and 6/21/11 as set forth below	June 10, 2011 by 5:00 p.m.
Attorney argument regarding <i>Markman</i> issues on the Use Patents' phrase "no quick knock down effect" and Defendant's indefiniteness argument regarding same ¹	June 20, 2011 at 11:00 a.m.
Tutorial on technology pertaining to Process Patents 20-30 minutes per side Presentations must be exchanged via email on or before June 18	June 20, 2011 following the above
Attorney argument regarding <i>Markman</i> issues on Process Patents ²	June 21, 2011

¹ Attorney argument only; no live witnesses will be presented.

² Attorney argument only; no live witnesses will be presented.

EVENT	DEADLINE
Supplemental expert reports, if any, in response to <i>Markman</i> Order on Use Patents	7 days following <i>Markman</i> ruling on Use Patents
Supplemental expert depositions, if any, in response to <i>Markman</i> Order on Use Patents	14 days following <i>Markman</i> ruling on Use Patents
Modified summary judgment motions, if any, in response to <i>Markman</i> Order on Use Patents	20 days following <i>Markman</i> ruling on Use Patents
Responses to modified summary judgment motions, if any, on Use Patents	30 days following <i>Markman</i> ruling on Use Patents
Replies to modified summary judgment motion, if any, on Use Patents	35 days following <i>Markman</i> ruling on use patents
Commencement of trial on patent liability issues	October trial calendar, with trial to be scheduled prior to trial in 10-cv-276, and as soon on or after September 6, 2011 as Court's schedule may allow, on four weeks advance notice of trial setting

The schedule for supplemental expert discovery (if any) and summary judgment briefing on Process Patents will be set during the proceedings on June 20-21.

SO ORDERED this the 15th day of June, 2011.

William L. Ostler, Jr.
United States District Judge